KERN COUNTY / Administrative Office

Nancy Anderson
COUNTY ADMINISTRATIVE OFFICER

November 10, 2026

Board of Supervisors
Kern County Administrative Center
1115 Truxtun Avenue
Bakersfield, CA 93301

PROPOSED RESOLUTION REGARDING INTENTION TO ISSUE TAX-EXEMPT OBLIGATIONS FOR CONSTRUCTION OF AN ANIMAL SHELTER FACILITY
Fiscal Impact: None

This is a request for your Board to approve a resolution regarding the intention of the County to issue tax-exempt financial obligations for the purpose of funding a portion of the cost of the construction of a new shelter facility for use by the Animal Services Department.

The County is evaluating funding scenarios for the project that include a financing component. Federal government regulations and guidelines require that a governmental entity declare any intention to issue tax-exempt debt financing and to subsequently reimburse itself from proceeds of that borrowing. The proposed resolution authorizes a tax-exempt issuance in the amount of $30,000,000. This resolution does not obligate the County if the decision is to later find other financing alternatives.

The attached resolution has been approved as to form by County Counsel.

Therefore, IT IS RECOMMENDED that your Board adopt the attached resolution regarding the intention to issue tax-exempt obligations for construction of an animal shelter facility.

Sincerely,

Nancy Anderson

Nancy Anderson
County Administrative Officer

Attachment

NA/KA: BUDFIS Animal Shelter Project Reimbursement Resolution

BEFORE THE BOARD OF SUPERVISORS
COUNTY OF KERN, STATE OF CALIFORNIA

In the matter of: Resolution No._____

COUNTY OF KERN'S INTENTION
TO ISSUE TAX-EXEMPT OBLIGATIONS

I, NANCY ANDERSON, Clerk of the Board of Supervisors of the County of Kern, State of California, certify that the following resolution, on motion of Supervisor _____, seconded by Supervisor _____, was duly passed and adopted by the Board of Supervisors of the County of Kern at a regular meeting on the _____ day of _____, 20__, by the following vote:

AYES:

NOES:

ABSENT:

NANCY ANDERSON
County Administrative Officer
Clerk of the Board

_____
Deputy Clerk

RESOLUTION

Section 1. WHEREAS:

(a) The County of Kern (the "County") is a political subdivision duly organized and existing under the laws of the State of California; and

(b) The Board of Supervisors of the County (the "Board") intends to finance the costs of certain public facilities and improvements, as provided in Exhibit A attached hereto and incorporated herein (collectively, "Project"); and

(c) The County expects to finance the acquisition of the Project or portions of the Project with the proceeds of the sale of obligations the interest upon which is excluded from gross income for federal income tax purposes ("Obligations"); and

(d) Prior to the execution and delivery of the Obligations, the County desires to incur certain expenditures with respect to the Project from available monies of the County, which expenditures are desired to be reimbursed by the County from a portion of the proceeds of the sale of the Obligations.

Section 2. IT IS RESOLVED by the Board of Supervisors of the County of Kern, State of California, as follows:

1. The Board hereby states its intention to, and that it reasonably expects to reimburse Project costs incurred prior to the execution and delivery of the Obligations with proceeds of the Obligations. Exhibit A describes either the general character, type, purpose, and function of the Project, or the fund or account from which Project costs are to be paid and the general functional purpose of the fund or account.

2. The Board finds that the reasonably expected maximum principal amount of the Obligations is $30,000,000.

3. The Board finds that this resolution is being adopted not later than 60 days after the date ("Expenditure Date or Dates") that the County will initially expend monies for the portion of the Project costs to be reimbursed from proceeds of the Obligations.

4. The Board determines that, except as described below, the expected date of execution and delivery of the Obligations will be within eighteen months of the later of the Expenditure Date or Dates and the date the Project is placed in service; provided, however, that the reimbursement may not be made more than three years after the original expenditure is paid. For Obligations subject to the small issuer exception of Section 148(f)(4)(D) of the Internal Revenue Code, the "eighteen month limit" of the previous sentence is changed to "three years" and the limitation of the previous sentence beginning with "; provided, ..." is not applicable.

5. The Board determines that proceeds of the Obligations to be used to reimburse Project costs are not expected to be used, within one year of reimbursement, directly or indirectly to pay debt service with respect to any obligation (other than to pay current debt service coming due within the next succeeding one-year period on any tax-exempt obligation of the County) or to be held as a reasonably required reserve or replacement fund with respect to an obligation of the County or any entity related in any manner to the County, or to reimburse any expenditure that was originally paid with the proceeds of any obligation, or to replace funds that are or will be used in such manner.

6. The Board finds that this resolution is consistent with the budgetary and financial circumstances of the County as of the date hereof. No monies from sources other than the Obligation issue are, or are reasonably expected to be reserved, allocated on a long-term basis, or otherwise set aside by the County (or any related party) pursuant to

their budget or financial policies with respect to the Project costs. To the best of our knowledge, this Board is not aware of the previous adoption of official intents by the County that have been made as a matter of course for the purpose of reimbursing expenditures and for which tax-exempt obligations have not been issued.

7. The Board acknowledges that the limitations described in Section 3 and Section 4 of this resolution do not apply to: (a) costs of issuance with respect to the Obligations; (b) an amount not in excess of the lesser of $100,000 or five percent (5%) of the proceeds of the Obligations; or (c) any preliminary expenditures, such as architectural, engineering, surveying, soil testing, and similar costs other than land acquisition, site preparation, and similar costs incident to commencement of construction, not in excess of twenty percent (20%) of the aggregate issue price of the Obligations that finances the Project for which the preliminary expenditures were incurred.

8. The Board determines that this resolution is adopted as official action of the County in order to comply with Treasury Regulation § 1.150-2 and any other regulations of the Internal Revenue Service relating to the qualification for reimbursement of the County expenditures incurred prior to the date of execution and delivery of the Obligations, is part of the County's official proceedings, and will be available for inspection by the general public at the main administrative office of the County.

9. All the recitals in this resolution are true and correct and this Board so finds, determines, and represents.

10. The Clerk of the Board of Supervisors shall transmit copies of this Resolution to the following:

County Administrative Office
County Counsel

#2967787-KMK

EXHIBIT A
DESCRIPTION OF PROJECT

Construction, rehabilitation and improvements to, and/or acquisition of, County buildings, including an Animal Shelter, and related equipment, utility and information technology improvements.